



Corres. and Mail
BOX AF

AF/SC
1762

Amendment Under 37 C.F.R. § 1.116
Group Art Unit 1762, Expedited Procedure

Docket No. 03500.011922.3
Date: November 6, 2002

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
AND
PETITION FOR EXTENSION OF TIME

In re Application of: MITSUTOSHI HASEGAWA

Application No.: 09/966,595

For: METHOD OF MANUFACTURING ELECTRON-
EMITTING DEVICE, ELECTRON SOURCE
AND IMAGE-FORMING APPARATUS

Filed: October 1, 2001

Group Art Unit: 1762

RECEIVED
NOV 18 2002
TC 1700

Commissioner for Patents:
Box AF
Washington, D.C. 20231

Sir:

Applicant petitions to extend the time for response to the Office Action of May 6, 2002, to November 6, 2002. A check in the amount of \$920.00 in payment of the extension fee is

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents Washington, D.C. 20231 on November 6, 2002.
November 6, 2002
(Date of Deposit)

11/18/2002 AWONDAF1 00000057 09966595

01 FC:1401
02 FC:1253

320.00 OP
920.00 OP

FRANK A. DeLUCIA

(Name of Attorney for Applicant)


Signature

November 6, 2002
Date of Signature

enclosed. Please charge any additional fee and credit any overpayment to our Deposit Account 06-1205.

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 6, 2002 of the Primary Examiner finally rejecting claims 41-44.

The item(s) checked below are appropriate.

1. A Petition for a three-month extension of time to respond to the final rejection, together with the \$920.00 extension fee under 37 C.F.R. §1.17, is above. Please charge any deficiency in this fee, and credit any overpayment to Deposit Account 06-1205.
2. A Petition for an additional _____ month extension of time to take further action, together with the \$_____ extension fee under 37 C.F.R. §1.17, was filed on _____
3. Fee \$320.00
 Fee \$160.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
 Enclosed
 Not required (fee paid in prior appeal)
 Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
4. Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.

5. Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Frank D. Lewis

Attorney for Applicant

Registration No. 42476

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 305080v1